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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Shoemaker *et al.* Confirmation No.: To be assigned
Serial No.: 10/813,506 Art Unit: To be assigned
Filed: March 29, 2004 Examiner: To be assigned
For: GENE DISCOVERY USING Attorney Docket No: 9301-235-999
MICROARRAYS

AMENDMENT UNDER 37 C.F.R. 1.48(b)

Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

Sir:

It is respectfully requested that the present application be amended to delete Steven J. Altschuler and Lani F. Wu as named inventors. These inventors, along with Daniel D. Shoemaker, Stewart Scherer and Christopher D. Armour, were correctly named as inventors in the application as filed. However, in the Preliminary Amendment filed on March 29, 2004, Applicants canceled claims 1-121, 123-177 and 179-184, and added new claims 185-232. Thus, claims 122, 178 and 185-232 are currently pending in the application. As a result of the Preliminary Amendment, fewer than all of the currently named inventors are the actual inventors of the invention being claimed in the application. In particular, Steven J. Altschuler and Lani F. Wu are not inventors of the invention being claimed. The correct inventors of the currently pending claims are: Daniel D. Shoemaker, Stewart Scherer and Christopher D. Armour.

Pursuant to 37 C.F.R. 1.48(b)(1), Applicants request correction of the inventorship of the subject application by deleting Steven J. Altschuler and Lani F. Wu as named inventors because their invention is no longer being claimed in the instant application.

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CAJD: 502096.1

Pursuant to 37 C.F.R. 1.48(b)(2) and 1.17(i), it is believed that a fee of
\$130.00 is due for submission of this amendment. Please charge the required fee to Jones
Day Deposit Account No. 503013.

Respectfully submitted,

By: *Adriane M. Antler* *Day. 12.
48,020*

Date June 15, 2004 32,605
Adriane M. Antler (Reg. No.)

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